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UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA  
Richmond Division

In re CIRCUIT CITY STORES, INC., et al.,  Debtors.
Engineered Structures, Inc. ("ESI") Plaintiff  v.  Circuit City Stores, Inc.  Defendant

Chapter 11  
Case No. 08-35653 (KRH)  
(Jointly Administered)

**ORDER**

THIS MATTER, having come on before the court on January 16, 2009, at 10:00 a.m. upon  
Creditor Engineered Structures, Inc.'s Motion to Terminate the Automatic Stay [Docket 1070]  
and with Engineered Structures, Inc. ("ESI") having appeared by and through its counsel of

record, Seyfarth Shaw, LLP, with the Debtor, Circuit City Stores, Inc., having appeared by and through its counsel of record, with no party having objected to termination of the automatic stay as to Store #3745 in Santa Clarita, California and Store #3396 in Palm Desert, California, and with Circuit City having conditionally objected to termination of the automatic stay as to Store #3878 in Brea, California and Store #4313 in La Habra, California, and good cause appearing therefore,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED:

1. ESI's motion to terminate the automatic stay as to the Store #3878 in Brea, California and Store #4313 in La Habra, California is hereby continued to another hearing to be held on January 29, 2009, at 10:00 a.m.;

2. ESI's motion to terminate the automatic stay as to Store #3745 in Santa Clarita, California and Store #3396 in Palm Desert, California is hereby granted and ESI is authorized to file and prosecute a lien foreclosure action in the state of California with respect to the property described on Exhibits A and B attached hereto; and

3. ESI shall not seek to execute upon or attach any other property of the bankruptcy estate without further court order.

4. IT IS FURTHER ORDERED that the ten (10) day stay provided for by Federal Rule Bankruptcy Procedure 4001(a)(3) is waived.

Dated: \_\_\_\_\_

\_\_\_\_\_  
United States Bankruptcy Judge

WE ASK FOR THIS

/s/ Rhett E. Petcher

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**Local Rule 9022-1(C) Certification**

The foregoing Order was endorsed by and/or served upon all necessary parties pursuant to Local Rule 9022-1(C).

By: /s/ Rhett Petcher

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